

VIA E-MAIL AND FEDERAL EXPRESS

April 9, 2004

Mary L. Cottrell, Secretary
Department of Telecommunications & Energy
Commonwealth of Massachusetts
One South Station, Fl. 2
Boston, Massachusetts 02110

Re: D.T.E. 04-33: Verizon Consolidated Arbitration

Dear Ms. Cottrell:

Today the arbitrator assigned to Verizon-Rhode Island's arbitration petition issued the attached Procedural Arbitration Decision. The arbitrator granted Sprint's Motion to Dismiss Verizon's arbitration petition, and also granted portions of the Competitive Carrier Coalitions Motion to Dismiss.¹ The Rhode Island arbitrator's decision is relevant to this proceeding because Verizon and Sprint filed similar pleadings in both jurisdictions and similar motions to dismiss are pending before the Department, Pursuant

¹ State of Rhode Island and Providence Plantations Public Utilities Commission, Docket No. 3588, *In Re: Petition of Verizon-Rhode Island for Arbitration of an Amendment to Interconnection Agreements with Competitive Local Exchange Carriers and Commercial Mobile Radio Service Providers in Rhode Island to Implement the Triennial Review Order*, April 9, 2004 at 22-24.

Mary L. Cotrell, Secretary

April 9, 2004

Page 2

to 220 CMR 1.10(2), Sprint respectfully requests the Department to take official notice of this important and timely decision. Thank you for your consideration.

Very truly yours,

Craig D. Dingwall

cc: Tina W. Chin, Hearing Officer
Michael Isenberg, Director, Telecommunications Division
April Mulqueen, Assistant Director
Paula Foley, Assistant General Counsel
D.T.E. 04-33 Service List